


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Customer Number: 33401
SHEHADA, Ramez E.N. et al. : Confirmation Number: 9080
Serial No.: 10/776,020 : Group Art Unit: 3761
Filed: February 9, 2004 : Examiner: GIBSON, Keshia L.
For: SURGICAL DRAIN WITH SENSOR FOR MONITORING FLUID IN LUMEN

CERTIFICATE OF ELECTRONIC TRANSMISSION

I hereby certify that this correspondence is being electronically transmitted to the United States Patent and Trademark Office On June 28, 2006.


Jessica Brown

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.56**

Sir:

Pursuant to 37 C.F.R. § 1.56, § 1.97 and § 1.98, Applicant brings the additional references listed on the attached supplemental Form PTO-1449 to the examiner's attention. 37 C.F.R. § 1.56. These references supplement the references cited in the Information Disclosure Statements, filed on December 28, 2004, March 28, 2005, and June 13, 2005. These references, cited in an International Search Report, mailed April 4, 2006, for the corresponding PCT application, may be material to examination of the above-identified application. Please do not construe the filing of this Information Disclosure Statement as a representation that applicant has made a search (37 C.F.R. § 1.97(g)), or as an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists. We enclose a copy of the cited Spanish patent document.

This Information Disclosure Statement is being submitted:

- ☐ 1. Within three months of the filing date of a national application other than a continued prosecution application under 37 CFR 1.53(d), or within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; or before

the mailing date of a first Office action on the merits, and therefore, Applicant believes no fee is required;

- ☒ 2. After the period specified in paragraph (1) hereinabove of this section, but is being filed before the mailing date of either a final action under 37 CFR 1.113, or a notice of allowance under 37 CFR 1.311, or an action that otherwise closes prosecution in the application, and is accompanied by one of the following:

- ☒ (a) A statement that either:

(i) Each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement;

OR

(ii) No item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement;

OR

- ☐ (b) The fee of \$180 for filing of an Information Disclosure Statement as set forth in 37 C.F.R. 1.17(p).

- ☐ 3. After the period specified in paragraph (2) of this section, but is filed on or before payment of the issue fee and is accompanied by both:

- ☐ (a) A statement that either:

(i) Each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement;

OR

(ii) No item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement;

- ☐ (b) The fee of \$180.00 for filing of an Information Disclosure Statement as set forth in 37 CFR 1.17(p).

Applicant would appreciate the Examiner initialing and signing a copy of Form PTO-

1449, transmitted herewith, indicating that the information has been considered and made of record herein.

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, Applicant petitions for

any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 501946 referencing order number 64693-102-6806

June 28, 2006



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Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>		Complete If Known	
		Application Number	10/776,020
		Filing Date	February 9, 2004
		First Named Inventor	SHEHADA, Ramez Emile Necola
		Art Unit	3761
		Examiner Name	GIBSON, Keshia L.
Sheet 1 of 1	Attorney Docket Number	64893-102	

U.S. PATENT DOCUMENTS				
Examiner Initials*	Cite No. 1	Document Number Number-Kind Code ² (if known)	Issue Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
	1	US-3,030,953	04-24-1962	KOEHN
	2	US-3,515,137	08-02-1970	SANTOMIERI
	3	US-3,537,451	11-03-1970	BECK
	4	US-3,614,737	10-19-1971	SADOWSKI
	5	US-3,680,562	08-01-1972	WITTES et al.
	6	US-4,432,365	02-21-1984	LEIST
	7	US-4,684,694	08-04-1987	BREUER et al.
	8	US-4,699,148	10-13-1987	SIEVERDING
	9	US-5,215,539	06-01-1993	SCHOOLMAN
	10	US-6,751,499	06-15-2004	LANGE et al.

U.S. PATENT APPLICATION PUBLICATIONS				
Examiner Initials*	Cite No. 1	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
	11	US-2002/0055757	05-09-2002	TORRE et al.

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.	Foreign Patent Document		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	†
		Country Code ² -Number ² -Kind Code ² (if known)				
	12	ES-2,154,241		03-16-2001	AGUILO et al.	Yes (PTO)

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.
¹Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English language translation is attached.

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